

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>RENATA BARKER</b> , Administratrix of the <b>ESTATE OF BRIAN K. BARKER</b> , Deceased, and in her own right, <b>Plaintiff</b> ,  <b>v.</b>  <b>TYSON FOODS, INC., et al.</b> , <b>Defendants.</b>	: : : : : : : : : : : :	<b>Civ. No. 21-223</b>
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**ORDER**

**AND NOW**, this 4th day of November, 2021, upon consideration of Plaintiff's Motion to Remand (Doc. No. 9) and all related submissions (Doc. Nos. 1, 15, 16), it is hereby **ORDERED** that Plaintiff's Motion is **DENIED** and fraudulently joined Defendants Original Philly Holdings and Original Philly Steak are **DISMISSED**.

**AND IT IS SO ORDERED.**

/s/ Paul S. Diamond  
Paul S. Diamond, J.